IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 2ND JULY 2007 / 11TH ASHADHA 1929

WP(C).No. 17013 of 2007(A)

PETITIONER:

MUJEEB RAHIMAN, AGED 32 YEARS,
S/O.MEERAN, MUKKUDKADAVIL, PALLIPROM KARA,
MUDICKAL, PERUMBAVOOR.

BY ADV. SRI.K.A.JALEEL

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
ERNAKULAM.

2. THE REVENUE DIVISIONAL OFFICER,
MOOVATTUPUZHA.

3. THE SUB INSPECTOR OF POLICE,
PERUMBAVOOR.

BY GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO.17013 OF 2007

DATED THIS THE 2nd DAY OF JULY, 2007

JUDGMENT

The petitioner has approached this Court with a complaint that the 3rd respondent, the Sub Inspector of Police is interfering with cultivation of his property, in so far as when he tried to prepare the land for 'banana' cultivation, the 3rd respondent has interdicted the petitioner from doing so on the ground of violation of the provisions of the Kerala Land Utilisation Order.

2. The learned Government pleader on instructions submits that the allegations are not correct and that the petitioner is making these allegations only because earlier he had assaulted the Village Officer consequent to which a criminal case has already been registered against him which is pending.

3. The learned counsel for the petitioner submits that a case has been registered against the Village Officer also. Whatever that be, it is not necessary to go into these allegations and counter allegations in this writ petition. The petitioner has already moved the 2nd respondent by filing Ext.P1 application under the Kerala Land Utilisation Order. Suffice it to direct the 2nd respondent to consider and

pass orders on Ext.P1 expeditiously. In the above circumstances, the writ petition is disposed of with a direction to the 2nd respondent to consider and pass appropriate orders on Ext.P1 as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment. Before passing final orders, the petitioner as well as others who may be affected may be given an opportunity of being heard.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

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